

US EPA ARCHIVE DOCUMENT

**Questionnaire - SECTION 2: ENFORCEMENT ORDERS/STATE AUTHORITY**

**INSTRUCTIONS**

This section deals with enforcement orders and state authority questions. Please complete this section once for *all* facilities in your state. Once you complete this questionnaire, you will not need to complete another one later.

\*If you need more room, please extend any of the tables.

***\*Don't forget to fill out the burden estimate for hour and cost at the end of this section.\****

Fill in your answers in the spaces provided and return **by fax or electronically** to Heather Harris at fax number (703) 308-8638 or at harris.heather@epa.gov by October 29, 1999. If you have any questions, please contact Sharon Cullen at (202) 564-6037.

**Each respondent to this section of the questionnaire must provide their name, the agency they work for, their phone and fax numbers:**

	Name	State Agency	Phone	Fax
1.				
2.				
3.				

(Note: A respondent is each person who contributes to the completion of this questionnaire.)

**1. For Federal fiscal years 1998 and 1999 (October 1, 1997 - September 30, 1999), please provide the identity of each facility where a corrective action enforcement order was issued under a state authority like EPA 3013, 3008(h) or 7003.**

Please use Table 2.1 on the next page to provide this information. Note that we included Section 3013 since this authority can be used to compel correction action-related activities. Section 3013 allows EPA to issue an order where hazardous waste at a facility or site may present a substantial hazard to human health or the environment. It may be used to compel monitoring, analysis and testing e.g. for a RCRA Facility Investigation or a Corrective Measures Study but not for actual cleanup activities.

**TABLE 2.1**

**CORRECTIVE ACTION ORDERS ISSUED FEDERAL FY 1998-FY 1999**

STATE \_\_\_\_\_

ORDER TYPE	EPA ID #	FACILITY NAME	CITY	EFFECTIVE DATE*	NCAPS RANKING (H, M, L)
3013-like					
3008(h)-like					
7003-like					

\* The date the authorized Agency official signs the order, unless a different date is sited within the order

2. Please provide the identity of any facility which received a compliance order in the Federal fiscal years 1997, 1998 or 1999 (October 1, 1996 thru September 30, 1999) to enforce conditions of a permit relating to corrective action. Please use Table 2.2 below to provide this information.

**TABLE 2.2**

**COMPLIANCE ORDERS ISSUED TO ENFORCE CONDITIONS OF A PERMIT**

STATE \_\_\_\_\_

EPA ID #	FACILITY NAME	CITY	EFFECTIVE DATE*

\* The date the authorized Agency official signs the order, unless a different date is sited within the order

3. For FY 2000 how many corrective action orders do you plan to issue under State authorities like EPA 3013, 3008(h), or

7003 at high and medium priority facilities? Please provide the information in Table 2.3 below.

**TABLE 2.3**

STATE \_\_\_\_\_

HIGH PRIORITY FACILITIES			MEDIUM PRIORITY FACILITIES		
# 3013-like Orders in FY 2000	# 3008(h)- like Orders in FY 2000	# 7003- like Orders in FY 2000	# 3013-like Orders in FY 2000	# 3008( h)-like Orders in FY 99	# 7003- like Orders in FY 1999

4. Does your state have a 3013-like authority (i.e., that allows you to compel monitoring, analysis, and testing where “hazardous waste at a facility or site may present a substantial hazard to human health or the environment”)? If yes, please

provide a brief description.

**5. Does your state have a 3008(h)-like authority (i.e., that allows you to issue an order requiring corrective action at interim status facilities when “there is or has been a release of hazardous waste into the environment”)? If yes, please provide a brief description.**

**6. Does your state have a 7003-like authority (i.e., that allows you to take action where the situation may present an “imminent and substantial endangerment”)? If yes, please provide a brief description.**